

WILBORN & ASSOCIATES, P.C.  
**TIM WILBORN**, ATTORNEY AT LAW — OSB # 94464  
twilborn@mindspring.com  
2020-C SW 8th Avenue, PMB # 294  
West Linn, Oregon 97068  
Voice: (503) 697-7019  
Fax: (503) 697-7153  
Attorney for Plaintiff

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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

**GLEN RUMSEY**,  
Plaintiff,

CV 02-1278-KI

vs.

ORDER

**COMMISSIONER of Social Security**,  
Defendant.

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Attorney fees in the amount of \$9,047.75 are hereby awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds this is a reasonable fee. Previously, this court awarded \$3,950.00, pursuant to the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412. When issuing the § 406(b) check, the agency is directed to subtract the amount previously awarded under the EAJA, and to send to Plaintiff's attorney **at his current address shown above** the balance of \$5,097.75, minus any user fee. Any withheld amount remaining (including the EAJA fee offset) after all attorneys fees are paid should be released to the claimant.

DATED this 17 day of Jan, 2006.

  
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United States District Judge

Presented by:  
/s/ Tim Wilborn, OSB # 94464  
(503) 697-7019  
Attorney for Plaintiff